

Brian Knapp (Lunch \$27.60)  
1/19/2021

Page: 1

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE WESTERN DISTRICT OF OKLAHOMA

3 (1) PATRICIA THOMPSON, as Personal  
4 Representative of the Estate of  
MARCONIA LYNN KESSEE,

5 Plaintiff,

Case Number  
CIV-19-113-SLP

6 VS.

7 (1) NORMAN REGIONAL HOSPITAL  
8 AUTHORITY d/b/a NORMAN REGIONAL  
HOSPITAL, a public trust, et al.,

9 Defendants.

10

11 \* \* \* \* \*

12 DEPOSITION OF BRIAN PATRICK KNAPP  
13 TAKEN ON BEHALF OF THE PLAINTIFF  
IN OKLAHOMA CITY, OKLAHOMA  
14 ON JANUARY 19, 2021  
COMMENCING AT 10:01 A.M.

15 \* \* \* \* \*

16

17

18

19

20

21

22 INSTASCRPT, LLC  
125 PARK AVENUE, SUITE LL  
OKLAHOMA CITY, OKLAHOMA 73102  
23 405.605.6880  
24 schedule@instascript.net



25 Reported by: Cheryl D. Rylant, CSR, RPR

Brian Knapp (Lunch \$27.60)  
1/19/2021

Page: 74

1 MR. YOUNG: Object to the form.

2 THE WITNESS: I do not believe he's acting  
3 normal.

4 Q. (By Mr. Hammons) So under that circumstance,  
5 based on your training and experience, what are you,  
6 as a detention officer, supposed to do?

7 A. Rely on my medical staff to make the  
8 proper -- like, what we should do in this situation.

9 Q. And is there any -- ever any circumstance  
10 that you've been a part of where you disagreed with  
11 medical to the point where you raised it as an issue?

12 A. No.

13 Q. Okay. And would you agree with me that  
14 detention officers at Cleveland County are taught to  
15 just follow whatever the medical's determination is?

16 A. We've been told that if we need to or we  
17 think something is wrong, we would raise our  
18 concerns. But I personally have never felt a need  
19 to. I've never seen anything egregiously wrong with  
20 any person we've ever treated.

21 Q. But you don't have any training to make those  
22 determinations?

23 MS. DARK: Object to the form.

24 Q. (By Mr. Hammons) True?

25 A. I don't have any training on it, but as a

Brian Knapp (Lunch \$27.60)  
1/19/2021

Page: 81

1           A lot of times in your job as a detention  
2   officer, you've got -- you have a lot of boxes to  
3   check, paperwork to fill out, times to stamp on lots  
4   of things; true?

5           A. Correct.

6           Q. I mean, food, medication, intakes,  
7   log checks, there's a lot of, "I've got to write this  
8   down and I have to get to the next thing to write  
9   down"; true?

10           MS. DARK: Object to the form.

11           MR. YOUNG: Object to the form.

12           THE WITNESS: It is a hectic job, but we  
13   are doing the best we can.

14           Q. (By Mr. Hammons) Right.

15           In Marconia's situation -- well, strike that.

16           When you look into a critical observation cell  
17   and you look in for one second, what would you see  
18   that would cause you to open the door and check  
19   further?

20           MS. DARK: Object to the form.

21           THE WITNESS: Usually it's either something  
22   seems wrong with them, either -- if they were trying  
23   to harm themselves if they had been on critical  
24   observation. Or if I notice -- usually the only  
25   thing I think I remember checking on someone like

Brian Knapp (Lunch \$27.60)  
1/19/2021

Page: 82

1 that was there was a seizure; so I would open the  
2 door and try and keep them from harming themselves  
3 and let the medical staff know.

4 Q. (By Mr. Hammons) I mean, it just begs the  
5 question: If somebody is in the cell and they're  
6 potentially unconscious, is the one-second  
7 sight check going to give you the ability to decide  
8 that?

9 MS. DARK: Object to the form.

10 THE WITNESS: When I checked on him and  
11 thought I saw his foot move, which is why I shut the  
12 door. Otherwise, I would have checked on him  
13 further.

14 Q. (By Mr. Hammons) Well, I mean, let's say you  
15 would have opened the door and just saw him laying  
16 there for 5 seconds --

17 A. Uh-huh.

18 Q. -- wouldn't you have just logged "asleep"?

19 MS. DARK: Object to the form.

20 THE WITNESS: When I check on someone on  
21 critical observation and I don't see chest rise or  
22 fall, then I would make sure I check on them further.

23 But with Marconia Kessee, I thought I saw him  
24 move, which is why I shut the door. Because if I  
25 can't see chest rise or fall, then something may be